

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 29, 2015

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JOURNAL OF THE HOUSE

One Hundred Eighth Calendar Day - Sixty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 29, 2015

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Craig Brown, First Lutheran Church, Cedar Rapids. He was the guest of Representative Bennett of Linn.

PLEDGE OF ALLEGIANCE

The "Star Spangled Banner" was sung by Cornelia Hayes, Miss Teen of America 2015 from Le Grand. She was the guest of Representative Fisher of Tama.

The Journal of Tuesday, April 28, 2015, was approved.

SPECIAL PRESENTATION

Fisher of Tama introduced to the House, Cornelia Hayes, Miss Teen of America 2015 from Le Grand.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:44 a.m., until 12:30 p.m.

AFTERNOON SESSION

The House reconvened at 3:17 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILLS

[House File 660](#), by committee on Ways and Means, a bill for an act requiring a public hearing prior to increasing the rate of a franchise fee imposed by a city.

Read first time and placed on the **Ways and Means calendar**.

[House File 661](#), by committee on Ways and Means, a bill for an act relating to probate and estate-related laws, including the deduction of administrative expenses on the Iowa fiduciary income tax return, the Iowa inheritance tax, fiduciaries' right to property and information, and the surviving spouse's elective share, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

CONSIDERATION OF BILLS
Ways and Means Calendar

[House File 642](#), a bill for an act concerning social and charitable gambling and making penalties applicable, was taken up for consideration.

[SENATE FILE 482](#) SUBSTITUTED FOR [HOUSE FILE 642](#)

Bacon of Story asked and received unanimous consent to substitute [Senate File 482](#) for [House File 642](#).

[Senate File 482](#), a bill for an act concerning social and charitable gambling and making penalties applicable, was taken up for consideration.

Bacon of Story offered amendment [H-1239](#) filed by him and moved its adoption.

Amendment [H-1239](#) was adopted.

Moore of Jackson asked and received unanimous consent to withdraw amendment [H-1259](#) filed by him from the floor.

Dunkel of Dubuque offered amendment [H-1261](#) filed by her from the floor.

Bacon of Story rose on a point of order that amendment [H-1261](#) was not germane.

The Speaker ruled the point well taken and amendment [H-1261](#) not germane.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 482](#))

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Berry	Best	Branhagen	Brown-Powers
Byrnes	Carlson	Cohoon	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Finkenauer	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Highfill	Holt
Hunter	Huseman	Isenhardt	Jacoby
Jones	Jorgensen	Kaufmann	Kearns
Klein	Koester	Kooiker	Kressig
Landon	Lensing	Lykam	Mascher
Maxwell	McConkey	Meyer	Miller, H.
Miller, L.	Mommsen	Moore	Nunn
Oldson	Olson	Ourth	Paulsen, Spkr.
Paustian	Pettengill	Prichard	Rizer
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Sexton	Sheets	Sieck
Smith	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Wills	Winckler	Wolfe
Worthan	Windschitl, Presiding		

The nays were, 1:

Kelley

Absent or not voting, 1:

Fry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED
House Concurred

R. Taylor of Dallas called up for consideration [House File 534](#), a bill for an act relating to stipends for the mental health professional shortage area program, amended by the Senate amendment [H-1213](#).

R. Taylor of Dallas offered amendment [H-1256](#), to the Senate amendment [H-1213](#), filed by him from the floor and moved its adoption.

Amendment [H-1256](#), to the Senate amendment [H-1213](#), was adopted.

R. Taylor of Dallas moved that the House concur in the Senate amendment [H-1213](#), as amended.

The motion prevailed and the House concurred in the Senate amendment [H-1213](#), as amended.

R. Taylor of Dallas moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 534](#))

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Berry	Best	Branhagen	Brown-Powers
Byrnes	Carlson	Cohoon	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Finkenauer	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Highfill	Holt
Hunter	Huseman	Isenhart	Jacoby
Jones	Jorgensen	Kaufmann	Kearns
Kelley	Klein	Koester	Kooiker
Kressig	Landon	Lensing	Lykam
Mascher	Maxwell	McConkey	Meyer
Miller, H.	Miller, L.	Mommsen	Moore
Nunn	Oldson	Olson	Ourth

Paulsen, Spkr.	Paustian	Pettengill	Prichard
Rizer	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Sexton	Sheets
Sieck	Smith	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Wills	Winckler
Wolfe	Worthan	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Fry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 513 AND 642 WITHDRAWN

Bacon of Story asked and received unanimous consent to withdraw House Files 513 and 642 from further consideration by the House.

CONSIDERATION OF BILL Appropriations Calendar

[House File 650](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the revenue bonds capitals II fund, providing for related matters, and including effective date provisions, was taken up for consideration.

Hunter of Polk offered amendment [H-1251](#) filed by him and moved its adoption.

Roll call was requested by Worthan of Buena Vista and Hagenow of Polk.

On the question "Shall amendment [H-1251](#) be adopted?" ([H.F. 650](#))

The ayes were, 34:

Abdul-Samad	Anderson	Bennett	Berry
Brown-Powers	Cohoon	Finkenauer	Forbes
Gaines	Gaskill	Heddens	Hunter
Isenhardt	Jacoby	Kearns	Kelley

Kressig	Lensing	Mascher	McConkey
Miller, H.	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith	Staed
Steckman	Taylor, T.	Thede	Wessel-Kroeschell
Winckler	Wolfe		

The nays were, 65:

Bacon	Baltimore	Baudler	Baxter
Bearinger	Best	Branhagen	Byrnes
Carlson	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forristall	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Hein	Highfill
Holt	Huseman	Jones	Jorgensen
Kaufmann	Klein	Koester	Kooiker
Landon	Lykam	Maxwell	Meyer
Miller, L.	Mommsen	Moore	Nunn
Paulsen, Spkr.	Paustian	Pettengill	Rizer
Rogers	Ruff	Salmon	Sands
Sexton	Sheets	Sieck	Soderberg
Stanerson	Stutsman	Taylor, R.	Upmeyer
Vander Linden	Watts	Wills	Worthan
Windschitl, Presiding			

Absent or not voting, 1:

Fry

Amendment [H-1251](#) lost.

Isenhart of Dubuque offered amendment [H-1258](#) filed by him from the floor.

Isenhart of Dubuque offered amendment [H-1264](#), to amendment [H-1258](#), filed by him from the floor and moved its adoption.

Amendment [H-1264](#), to amendment [H-1258](#), was adopted.

Huseman of Cherokee rose on a point of order that amendment [H-1258](#), as amended, was not germane.

The Speaker ruled the point well taken and amendment [H-1258](#), as amended, not germane.

Huseman of Cherokee offered amendment [H-1254](#) filed by him from the floor and moved its adoption.

Amendment [H-1254](#) was adopted.

Mascher of Johnson offered amendment [H-1262](#) filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and T. Taylor of Linn.

On the question "Shall amendment [H-1262](#) be adopted?" ([H.F. 650](#))

The ayes were, 42:

Abdul-Samad	Anderson	Bearinger	Bennett
Berry	Brown-Powers	Cohoon	Dawson
Dunkel	Finkenauer	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Jacoby	Kearns	Kelley
Kressig	Lensing	Lykam	Mascher
McConkey	Meyer	Miller, H.	Oldson
Olson	Ourth	Prichard	Ruff
Running-Marquardt	Smith	Staed	Steckman
Stutsman	Taylor, T.	Thede	Wessel-Kroeschell
Winckler	Wolfe		

The nays were, 56:

Bacon	Baltimore	Baudler	Baxter
Best	Branhagen	Byrnes	Carlson
Cownie	Deyoe	Dolecheck	Drake
Fisher	Forristall	Gassman	Grassley
Gustafson	Hagenow	Hanusa	Heartsill
Heaton	Hein	Highfill	Holt
Huseman	Jones	Jorgensen	Kaufmann
Klein	Koester	Kooiker	Landon
Maxwell	Miller, L.	Mommsen	Moore
Nunn	Paulsen, Spkr.	Paustian	Pettengill
Rizer	Rogers	Salmon	Sands
Sexton	Sheets	Sieck	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Wills	Worthan	Windschitl, Presiding

Absent or not voting, 2:

Fry Isenhart

Amendment [H-1262](#) lost.

Highfill of Polk offered amendment [H-1257](#) filed by him from the floor and moved its adoption.

Amendment [H-1257](#) was adopted.

Worthan of Buena Vista offered amendment [H-1250](#) filed by him and moved its adoption.

Amendment [H-1250](#) was adopted.

T. Taylor of Linn asked and received unanimous consent to withdraw amendment [H-1255](#) filed by him from the floor.

Huseman of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 650](#))

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Berry	Best	Branhagen	Brown-Powers
Byrnes	Carlson	Cohoon	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Finkenauer	Fisher	Forbes
Forristall	Gaines	Gaskill	Gassman
Grassley	Gustafson	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Highfill	Holt
Hunter	Huseman	Jacoby	Jones
Jorgensen	Kaufmann	Kearns	Klein
Koester	Kooiker	Kressig	Landon
Lensing	Lykam	Mascher	Maxwell
McConkey	Meyer	Miller, H.	Miller, L.
Mommsen	Moore	Nunn	Oldson
Olson	Ourth	Paulsen, Spkr.	Paustian
Pettengill	Prichard	Rizer	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Sexton	Sheets	Sieck	Smith
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Wills	Winckler	Wolfe	Worthan
Windschitl, Presiding			

The nays were, 1:

Kelley

Absent or not voting, 2:

Fry

Isenhart

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 29, 2015, passed the following bill in which the concurrence of the Senate was asked:

[House File 615](#), a bill for an act relating to the establishment, operation, and dissolution of rural improvement zones.

Also: That the Senate has on April 29, 2015, passed the following bill in which the concurrence of the Senate was asked:

[House File 630](#), a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated.

Also: That the Senate has on April 29, 2015, amended and passed the following bill in which the concurrence of the House is asked:

[House File 635](#), a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Also: That the Senate has on April 29, 2015, passed the following bill in which the concurrence of the House is asked:

[Senate File 493](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and applicability provisions.

Also: That the Senate has on April 29, 2015, passed the following bill in which the concurrence of the House is asked:

[Senate File 496](#), a bill for an act relating to appropriations to the judicial branch.

Also: That the Senate has on April 29, 2015, passed the following bill in which the concurrence of the House is asked:

[Senate File 497](#), a bill for an act relating to appropriations to the justice system, and including effective date provisions.

Also: That the Senate has on April 29, 2015, passed the following bill in which the concurrence of the House is asked:

[Senate File 498](#), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

Also: That the Senate has on April 29, 2015, passed the following bill in which the concurrence of the House is asked:

[Senate File 499](#), a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

[House File 662](#), by committee on Ways and Means, a bill for an act relating to vital statistics, including access to birth records and vital statistics fees collected by the state and county registrars of vital statistics.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

[Senate File 493](#), by committee on Appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters, and providing effective date and applicability provisions.

Read first time and referred to committee on **Appropriations**.

[Senate File 496](#), by committee on Appropriations, a bill for an act relating to appropriations to the judicial branch.

Read first time and referred to committee on **Appropriations**.

[Senate File 497](#), by committee on Appropriations, a bill for an act relating to appropriations to the justice system, and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

[Senate File 498](#), by committee on Appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

[Senate File 499](#), by committee on Appropriations, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, modifying programs and duties of the economic development authority, providing for other properly related matters, and including effective date and retroactive and other applicability provisions.

Read first time and referred to committee on **Appropriations**.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 534** and **650** and [Senate File 482](#).

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Fry of Clarke

The House stood at ease at 4:51 p.m., until the fall of the gavel.

The House resumed session at 7:11 p.m., Speaker Paulsen in the chair.

SPONSORS ADDED

Amendment H-1263 (H.F. 654)	Ruff of Clayton
Amendment H-1263 (H.F. 654)	Gaskill of Wapello
Amendment H-1263 (H.F. 654)	Hanson of Jefferson
Amendment H-1263 (H.F. 654)	Ourth of Warren
Amendment H-1263 (H.F. 654)	Stutsman of Johnson
Amendment H-1263 (H.F. 654)	McConkey of Pottawattamie
Amendment H-1263 (H.F. 654)	Brown-Powers of Black Hawk
Amendment H-1263 (H.F. 654)	Kearns of Lee
Amendment H-1263 (H.F. 654)	Bearinger of Fayette
Amendment H-1263 (H.F. 654)	Isenhardt of Dubuque
Amendment H-1263 (H.F. 654)	Jacoby of Johnson
Amendment H-1263 (H.F. 654)	Kressig of Black Hawk

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

[Senate File 494](#), a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-1270](#)** April 29, 2015.

COMMITTEE ON WAYS AND MEANS

[Senate File 485](#), a bill for an act relating to the voter-approved physical plant and equipment levy by authorizing school districts to exceed the statutory levy rate limit following the refunding or refinancing of certain loan agreements and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 29, 2015.

Committee Bill (Formerly [House File 367](#)), relating to probate and estate-related laws, including the deduction of administrative expenses on the Iowa fiduciary income tax return, the Iowa inheritance tax, fiduciaries' right to property and information, and the surviving spouse's elective share, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 29, 2015.

Committee Bill (Formerly [House File 369](#)), relating to vital statistics certificates or records and vital statistics fees collected by the state and county registrars of vital statistics.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 29, 2015.

Committee Bill (Formerly [House Study Bill 245](#)), requiring a public hearing prior to increasing the rate of a franchise fee imposed by a city.

Fiscal Note: **No**

Recommendation: **Do Pass** April 29, 2015.

AMENDMENTS FILED

H-1254	H.F. 650	Huseman of Cherokee
H-1255	H.F. 650	T. Taylor of Linn
H-1256	H.F. 534	R. Taylor of Dallas
H-1257	H.F. 650	Highfill of Polk
H-1258	H.F. 650	Isenhart of Dubuque
H-1259	S.F. 482	Moore of Jackson
H-1260	S.F. 336	Heartsill of Marion
H-1261	S.F. 482	Dunkel of Dubuque
H-1262	H.F. 650	Mascher of Johnson
H-1263	H.F. 654	Meyer of Polk
H-1264	H.F. 650	Isenhart of Dubuque
H-1265	H.F. 635	Senate Amendment
H-1266	H.F. 659	Brown-Powers of Black Hawk
H-1267	H.F. 659	Kelley of Jasper
H-1268	H.F. 659	Kelley of Jasper
H-1269	H.F. 659	Landon of Polk
H-1270	S.F. 494	Committee on Appropriations
H-1271	H.F. 659	Stutsman of Johnson
H-1272	H.F. 659	Hunter of Polk
H-1273	H.F. 659	Hunter of Polk

H-1274	H.F. 659	Hunter of Polk
H-1275	H.F. 659	Berry of Black Hawk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 7:11 p.m., until 8:30 a.m., Thursday, April 30, 2015.